

**DURHAM, NORTH CAROLINA
TUESDAY, JANUARY 3, 2006
7:00 P.M.**

The Durham City Council met in regular session on the above date and time in the Council Chambers at City Hall with the following members present: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Excused Absence: Council Member Stith.

Also present: City Manager Patrick Baker, City Attorney Henry Blinder, City Clerk D. Ann Gray and Deputy City Clerk Linda Bratcher.

Mayor Bell called the meeting to order.

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Woodard to excuse Council Member Stith from the meeting was approved at 7:02 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.

Mayor Bell requested a moment of silent meditation and the Pledge of Allegiance was led by Council Member Clement.

Mayor Pro Tempore Cole-McFadden presented Mayor Bell with a Certificate of Appreciation from the North Carolina D.A.R.E. Officer's Association thanking him for his assistance and support to the 2006 NC D.A.R.E. Officer's Association Annual Conference that was held in Durham.

Council Member Clement thanked Barbara Loftin and Harold Chestnut for the AARP Senior Party held on December 30, 2005 at the Omni.

Mayor Pro Tempore Cole-McFadden announced she attended the Emancipation Proclamation services at Mt. Level Missionary Baptist Church on January 2, 2006 and thanked the Mayor for his comments.

Council Member Woodard congratulated Rev. James Smith, the officers and members of the Interdenominational Ministerial Alliance of Durham along with Rev. Turner and members of Mt. Level for a moving ceremony--Emancipation Proclamation.

Mayor Bell asked for priority items from the City Manager, City Attorney and City Clerk. City Manager Baker requested that Consent #17 [CDBG – Sub-recipient Agreement, Development Ventures, Inc: Youth Services Project] be referred back to the administration.

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Catotti to accept the City Manager's priority item was approved at 7:09 p.m. by the following vote: Ayes:

January 3, 2006

Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.

There were no priority items from the City Attorney and City Clerk.

Council Member Clement recognized the City of Durham Youth Against Crime. He requested that the youth present receive a copy of Mayor Bell's speech that delivered at the Emancipation Proclamation service.

Former Council Member Angela Langley introduced individuals with "City of Durham Youth Against Crime" and asked the City Council and City Manager to support the African American Male Outreach Program on the West End community.

Mayor Bell asked if any citizen(s) or council member(s) wanted to pull any items from the Consent Agenda. No items were pulled from the Consent Agenda.

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to approve the Consent Agenda was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.

[CONSENT AGENDA]

SUBJECT: 2006 LEGISLATIVE PROGRAM – SHORT SESSION

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to receive a report from the City Attorney concerning the 2006 Legislative Program; and

To approve the 2006 Legislative Program Calendar and the 2006 Legislative Program Areas of Responsibility was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.

SUBJECT: HUMAN RELATIONS COMMISSION – RECEIPT AND ACCEPTANCE OF AN APPLICATION

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to receive and accept an application to fill one (1) minority female vacancy on the Human Relations Commission with a term to expire on June 30, 2007 was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.

SUBJECT: TRIANGLE TRANSIT AUTHORITY BOARD OF TRUSTEES - APPOINTMENT

January 3, 2006

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to reappoint William G. Smith to fill one (1) vacancy on the Triangle Transit Authority Board of Trustees with a term to expire on November 30, 2009 [was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.](#)

SUBJECT: CAPITAL PROGRAM ADVISORY COMMITTEE – RECEIPT AND ACCEPTANCE OF APPLICATIONS

To receive and accept applications to fill nine (9) vacancies on the Capital Program Advisory Committee.

Note: This item was referred back to the City Clerk’s Office for re-advertising.

SUBJECT: DURHAM CONVENTION & VISITORS BUREAU - A TOURISM DEVELOPMENT AUTHORITY - APPOINTMENT

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to appoint James Wagner representing “Limited Service - Lodging’ to the Durham Convention & Visitors Bureau - Tourism Development Authority as recommended by the DCVB Board of Directors - term expiring December 31, 2008 [was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.](#)

SUBJECT: HEARING OFFICER DESIGNATION FOR NORTH CAROLINA DEBT SETOFF PROGRAM

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to adopt a resolution designating the Customer and Billing Services Manager, in Water Management, and in some instances the Parking Contract Administrator in General Services, as the person or persons to hold hearings and conduct the necessary proceedings for individuals who request a hearing under the Debt Setoff Program” [was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.](#)

Resolution #9325

SUBJECT: BID REPORT - NOVEMBER 2005

January 3, 2006

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to receive a report and to record into the minutes bids which were acted upon by the City Manager during the month of November 2005 was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.

CITY OF DURHAM NORTH CAROLINA

December 15, 2005

MEMO TO: Patrick Baker, City Manager

THROUGH: Kenneth C. Pennoyer, Finance Director

FROM: Joseph W. Clark, Purchasing Manager

SUBJECT: Bid Report – November 2005

To receive a report and to record into the minutes bids which were acted upon by the City Manager during the month of November 2005.

Apparatus, Supplies, Materials, Equipment, Construction and Repairwork:

1. **Bid: One Zero Turn Mower and Accessories**

Purpose of Bid: To provide the Cemeteries Division with a mower.

Comments:

Opened: October 28, 2005

Bidders:	Triad Lawn & Garden Equipment	*\$15,860.94
	High Point, NC	
	Barnhill Equipment Company	\$16,848.77
	Durham, NC	

*Awarded based on: X Low Bid ____ Other (See Comments)

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	5		# Black Males	1	20%
Total # Females	1	20%	# White Males	3	60%
Total # Males	4	80%	# Other Males	0	0%
			# Black Females	0	0%

January 3, 2006

# White Females	1	20%
# Other Females	0	0%

The SDBE Data Base was used in the solicitation of bids for this item.

2. Bid: Educational Fire Safety House

Purpose of Bid: To provide the Fire Department with an Educational Fire Safety House

Comments: This purchase is funded by a DHS Fire Prevention Grant.

Opened: November 4, 2005

Bidders:	Surrey Fire Safety House	*\$42,197.00
	Napoleon, OH	
	Mobile Concepts by Scotty, Inc.	\$44,364.00
	Mt. Pleasant, PA	

*Awarded based on: ☒ Low Bid ☐ Other (See Comments)

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	12		# Black Males	0	0%
Total # Females	4	33%	# White Males	8	67%
Total # Males	8	67%	# Other Males	0	0%
			# Black Females	0	0%
			# White Females	4	33%
			# Other Females	0	0%

The SDBE Data Base was used in the solicitation of bids for this item.

3. Bid: Unicenter Asset Management Software License Renewal

Purpose of Bid: To provide the Technology Solutions Department with a current software license.

Comments: Computer Associates is the sole source for this software module.

Opened: November 8, 2005

Bidders:	Computer Associates International, Inc.	*\$15,990.00
	Islandia, NY	

*Awarded based on: ☐ Low Bid ☒ Other (See Comments)

January 3, 2006

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	8,216		# Black Males	212	3%
Total # Females	2,875	35%	# White Males	4,136	50%
Total # Males	5,341	65%	# Other Males	993	12%
			# Black Females	187	2%
			# White Females	2,200	27%
			# Other Females	488	6%

The SDBE Data Base was used in the solicitation of bids for this item.

4. **Bid:** **Furnish and Mount a new Tymco Model 600 Street Sweeper to an existing City Vehicle**

Purpose of Bid: To refurbish an existing Street Sweeper for the Street Cleaning Division

Comments:

Opened: November 9, 2005

Bidders:	Twin States Equipment, Inc.	*\$89,811.00
	Marshville, NC	
	Tymco International, LTD	\$91,325.00
	Waco, TX	
	Consolidated Disposal Systems, Inc.	\$91,500.00
	Smyrna, GA	
	Mid- Atlantic Waste Systems	\$91,743.56
	Clinton, MD	
	SSES, Inc.	\$94,350.00
	Fort Pierce, FL	

*Awarded based on: ☒ Low Bid ☐ Other (See Comments)

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	10		# Black Males	3	30%
Total # Females	1	10%	# White Males	6	60%
Total # Males	9	90%	# Other Males	0	0%
			# Black Females	0	0%
			# White Females	1	10%
			# Other Females	0	0%

The SDBE Data Base was used in the solicitation of bids for this item.

January 3, 2006

5. Bid: Retro fit existing tandem Dump Truck with a snow plow and spreader

Purpose of Bid: To provide the Public Works Department with another vehicle capable of being used in their snow clearing operations.

Comments:

Opened: November 10, 2005

Bidders:	Godwin Manufacturing Co.	*\$23,940.00
	Dunn, NC	
	CIE	\$26,750.00
	Charlotte, NC	

*Awarded based on: X Low Bid ____ Other (See Comments)

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	174		# Black Males	26	15%
Total # Females	42	24%	# White Males	70	40%
Total # Males	132	76%	# Other Males	36	21%
			# Black Females	4	2%
			# White Females	33	19%
			# Other Females	5	3%

The SDBE Data Base was used in the solicitation of bids for this item.

6. Bid: Underground Piercing Tools

Purpose of Bid: To provide the Water & Sewer Maintenance Division with three underground piercing tools.

Comments:

Opened: November 11, 2005

Bidders:	Vermeer Mid Atlantic, Inc.	*\$13,950.00
	Garner, NC	
	United Rentals	\$15,693.00
	Durham, NC	

*Awarded based on: X Low Bid ____ Other (See Comments)

WORKFORCE STATISTICS

January 3, 2006

CORPORATION STATISTICS

Total Workforce	17		# Black Males	0	0%
Total # Females	1	6%	# White Males	16	94%
Total # Males	16	94%	# Other Males	0	0%
			# Black Females	0	0%
			# White Females	1	6%
			# Other Females	0	0%

The SDBE Data Base was used in the solicitation of bids for this item.

7. Bid: Three (3) Knuckle Boom Loaders

Purpose of Bid: To provide the Solid Waste Management Department with Knuckle Boom Loaders.

Comments: Three loaders @ \$31,641.60 each

Opened: November 14, 2005

Bidders:	Cavalier Equipment Corporation	*\$94,924.80
	Cloverdale, VA	
	Carolina Environmental Systems, Inc.	\$95,973.00
	Kernersville, NC	
	Lodal-South, Inc.	\$114,150.00
	Rockingham, NC	

*Awarded based on: X Low Bid ____ Other (See Comments)

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	20		# Black Males	2	10%
Total # Females	2	10%	# White Males	16	80%
Total # Males	18	90%	# Other Males	0	0%
			# Black Females	0	0%
			# White Females	2	10%
			# Other Females	0	0%

The SDBE Data Base was used in the solicitation of bids for this item.

8. Bid: Misc. Ready Made Traffic Signs

Purpose of Bid: To provide the Transportation Division with signs.

Comments:

January 3, 2006

Opened: November 16, 2005

Bidders:	Vulcan, Inc.	*\$19,386.90
	Foley, AL	
	Newman Signs	\$23,650.00
	Jamestown, ND	
	Korman Signs	\$29,285.00
	Richmond, VA	

*Awarded based on: X Low Bid ___ Other (See Comments)

WORKFORCE STATISTICS
CORPORATION STATISTICS

Total Workforce	156		# Black Males	38	24%
Total # Females	26	17%	# White Males	90	58%
Total # Males	130	83%	# Other Males	2	1%
			# Black Females	6	4%
			# White Females	19	12%
			# Other Females	1	1%

The SDBE Data Base was used in the solicitation of bids for this item.

Sufficient funds were available at the time of the award. The Administration recommends acceptance of the above bids denoted by an asterisk (*).

JWC:lm

SUBJECT: BIDS – ESTIMATED TWO (2) YEARS REQUIREMENTS FOR LIQUID SODIUM HYDROXIDE (2,000 TONS) - BRENNTAG SOUTHEAST, INC.

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to accept the bid from Brenntag Southeast, Inc. in the amount of \$1,033,340 for providing the City with its estimated two (2) years requirements for Liquid Sodium Hydroxide;

To authorize the City Manager to enter into a contract with Brenntag Southeast, Inc. in the amount of \$1,033,340 for providing the City with its estimated two (2) years requirements for Liquid Sodium Hydroxide; and

To authorize the City Manager to modify the contract before execution provided that modifications do not increase the dollar amount of the contract and the modifications are consistent with the general intent of the existing version of the contract was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and

January 3, 2006

Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.

**SUBJECT: SETTING PUBLIC HEARING TO CONSIDER ORDERING
PETITIONED IMPROVEMENT**

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to accept a Certificate of Sufficiency from the Manager of Engineering for the following petition; and

To adopt a resolution setting a public hearing for January 17, 2006 to consider ordering the following improvement [was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.](#)

Curb, Gutter and Paving, Water and Sewer Laterals on Castell Drive from Forge Road to Windcrest Road.

**SUBJECT: SETTING PUBLIC HEARING TO CONSIDER ORDERING
IMPROVEMENT UNDER ENABLING ACT AUTHORITY**

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to adopt a resolution setting a public hearing for January 17, 2006 for a Sewer Main on Easley Street from Oberlin Drive to the East Property Line of PIN 0803-04-53-3802 [was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.](#)

**SUBJECT: SETTING PUBLIC HEARINGS FOR THE CONFIRMATION OF
ASSESSMENT ROLLS**

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to adopt resolutions setting public hearings for January 17, 2006 for the following assessment rolls [was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.](#)

Sewer Main on Grandale Drive from Sedwick Road to the North Property Line of Tax Map 531-1-10;

Water Main on Grandale Drive from Sedwick Road to the North Property Line of Tax Map 531-1-10;

January 3, 2006

Sidewalk on Watts Street (East Side) from the South Property Line of Tax Map 16-8-2 to the North Property Line of Tax Map 17-1-9.

SUBJECT: BUSINESS LOAN REPORT FOR OCTOBER 2005 – SMALL BUSINESS LOAN AND DOWNTOWN AND COMMERCIAL REVITALIZATION LOAN REPORTS

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to accept the business loan report for October 2005 [was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.](#)

SUBJECT: WORKFORCE INVESTMENT ACT EMPLOYMENT SECURITY COMMISSION CONTRACT AMENDMENT

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to authorize the City Manager to execute the Amendment to WIA Contract for the North Carolina Employment Security Commission, which will add \$68,720 to the contract amount; and

To make such changes to the contract before it is executed as may be needed so long as they do not increase the dollar amount of the contract nor alter the completion date of the contract [was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.](#)

SUBJECT: WORKFORCE INVESTMENT ACT- DEPARTMENT OF SOCIAL SERVICES CONTRACT AMENDMENT

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to authorize the City Manager to execute the Amendment to WIA Contract for Department of Social Services, which will add \$18,280 to the contract amount; and

To make such changes to the contract before it is executed as may be needed so long as they do not increase the dollar amount of the contract nor alter the completion date of the contract [was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.](#)

SUBJECT: BANKING SERVICES RECOMMENDATION – SUNTRUST - WACHOVIA

January 3, 2006

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to authorize the City Manager to enter into a contract with SunTrust to provide core banking and lock-box services for a period of one year with two optional one year renewals; and

To authorize the City Manager to enter into a contract with Wachovia to provide purchasing card services for a period of one year with two optional one year renewals *was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.*

SUBJECT: LOAN ORIGINATING AND UNDERWRITING AGREEMENT WITH SUNTRUST MORTGAGE

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to accept the proposal provided by Sun Trust Mortgage, Inc. for originating and underwriting all of the City of Durham's residential mortgage loans;

To authorize the City Manager to execute a contract for a three year period beginning March 1, 2006 with Sun Trust Mortgage, Inc. in an amount not to exceed \$186,025; and

To authorize the City Manager to modify the contract provided the modifications do not increase the dollar amount per service item delivered as specified in the contract approved by City Council, lessen the obligations of the contractor, or extend the term of the contract *was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.*

SUBJECT: CDBG SUB-RECIPIENT AGREEMENT, DEVELOPMENT VENTURES, INCORPORATED: YOUTH SERVICES PROJECT

To authorize the expenditure of \$33,150 from CDBG funds;

To authorize the City Manager to execute a sub-recipient agreement with Development Ventures, Incorporated for the amount of \$33,150 to conduct the Youth Services Project; and

To authorize the City Manager make changes to the agreement that do not increase the contract amount, lessen the contractor's duties or extend the term of the contract beyond January 4, 2007.

Note: By a vote of 6/0, this item was referred back to the administration at the request of the City Manager.

SUBJECT: WOMEN-IN-ACTION FOR THE PREVENTION OF VIOLENCE AND ITS CAUSES, INC. – CONTRACT AMENDMENT

January 3, 2006

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to amend the termination date of the sub-recipient agreement with Women-In-Action for the Prevention of Violence and Its Causes from September 20, 2005 to May 31, 2006; and

To make changes to the amendment which does not increase the contract amount, lessen the contractors' duties, or extend the terms of the contract beyond May 31, 2006 *was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.*

SUBJECT: CAPITAL IMPROVEMENT PROJECT (CIP) ORDINANCE FOR AFFORDABLE HOUSING BOND FUND SUPERSEDING ORDINANCE #13123

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to adopt a Grant Project Ordinance amending General Capital Improvements Project Ordinance #13123, as amended, for the purpose of recognizing Program Income in the amount of \$806,291 to the Affordable Housing Bond Fund *was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.*

Ordinance #13211

SUBJECT: FINAL APPROVAL OF THE REORGANIZATION OF THE EDMONTON ELMS AND PREISS-STEELE PLACE HOUSING PROJECTS

To approve the terms and conditions of the reorganization of the Edgemont Elms and Preiss-Steele Place housing projects as described and stated in the attached legal documents; and

To authorize the City Manager to execute the "Recognition of Conversion and Affirmation of Obligations" for each of these conversions.

Note: This item was approved at the 12/20/05 Work Session with a vote of 7/0.

SUBJECT: DURHAM CITY COUNTY INTERLOCAL COOPERATION AGREEMENT FOR PLANNING DEPARTMENT

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to authorize the City Manager to execute the Interlocal Cooperation Agreement for the City/County Planning Department *was approved at 7:16 p.m. by the following vote: Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.*

January 3, 2006

SUBJECT: FOX FAMILY FOUNDATION, INC. GRANT AWARD

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to authorize the City Manager to accept the Fox Family Foundation, Inc. Grant by executing the grant documents; and

To adopt the Fox Family Foundation, Inc. Grant Project Ordinance, superseding Grant Project Ordinance # 13082 in the amount of \$20,000 [was approved at 7:16 p.m. by the following vote:](#) [Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.](#)

Ordinance #13212

SUBJECT: REQUEST TO AMEND GRANT PROJECT ORDINANCE 2005 COPS TECHNOLOGY GRANT PROGRAM #13135 – U S DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES

MOTION by Council Member Clement seconded by Mayor Pro Tempore Cole-McFadden to authorize the City Manager to accept the U.S. Department of Justice, Office of Community Oriented Policing Services, 2005 COPS Technology Grant by executing the grant documents; and

To adopt the U.S. Department of Justice, Office of Community Oriented Policing Services, 2005 COPS Technology Grant Program Project Ordinance, superseding Grant Project Ordinance # 13135 in the amount of \$197,329 [was approved at 7:16 p.m. by the following vote:](#) [Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti, Clement and Woodard. Noes: None. Excused Absence: Council Member Stith.](#)

Ordinance #13213

**SUBJECT: COMPENSATION AND CLASSIFICATION PLAN
RECOMMENDATIONS FOR THE POLICE DEPARTMENT**

To authorize the City Manager to make the below modifications to the city pay bands:

Pay Band Assignment Changes

Police Major (#3202) from Band 17 to Band 16

Police Attorney from (#2673) Band 13 to Band 15

Police Evidence Supervisor (#3216) from Band 8 to Band 9

Classification Title Additions

January 3, 2006

Deputy Police Chief (Band 17)
Senior Police Attorney (Band 16)

Note: This item was referred back to the administration.

SUBJECT: UPDATE ON DURHAM PERFORMING ARTS CENTER PROJECT

To receive a presentation on the status of the Durham Performing Arts Center Project.

Note: This item was referred back to the administration.

SUBJECT: RALPH MCKINNEY

To receive comments from Ralph McKinney regarding several issues with city government.

Note: Comments were received at the 12/20/05 Work Session by Anita Keith-Foust on behalf of Ralph McKinney.

**SUBJECT: CLERICAL AND TECHNICAL CHANGES TO CITY ORDINANCE
#13122, "RULES AND REGULATIONS FOR POLICE AND FIRE ALARM
SYSTEMS"**

To adopt the revised City Ordinance #13122, 'An Ordinance Rewriting Article III, Chapter 12 of the Durham City Code Captioned 'Rules and Regulations for Police and Fire Alarm Systems'.

Note: This item was approved at the 12/20/05 Work Session with a vote of 7/0 revising the language pertaining to the permitting process.

[GENERAL BUSINESS AGENDA]

**SUBJECT: PROGRESS REPORT OF THE PARRISH STREET ADVOCACY GROUP
AND THE PARRISH STREET INTERPRETIVE PLAN**

Chris Dickey, of the Office of Economic & Employment Development, made comments on this item.

Council Member Clement asked when will the budget presentation be made on this item.

Chris Dickey stated within the next month or two.

Council Member Clement expressed concern with approving any plan process/methodology without knowing how much it will cost.

January 3, 2006

City Manager Baker noted Council was presented with a preliminary budget and expenditures will come through the normal process. He noted no expenditures are being approved tonight, but only the Interpretive Plan that was discussed at the Work Session.

Council Member Clement noted he supports the Parrish Street Project; however, he would be voting no on this item because he does not have enough information regarding the cost of the project.

For clarification, Mayor Pro Tempore Cole-McFadden asked staff if monies are available for the expenditures and if staff will be bringing the details at a later date.

Chris Dickey replied yes and noted monies are in place as it relates to the Interpretive Plan. Also, he provided Council with a copy of the PSAG Preliminary Five-Year Budget.

Council Member Brown asked staff to discuss the private sector efforts that are being undertaken to raise funds for this project.

Chris Dickey, of the Office of Economic & Employment Development, made comments on the trip that was taken to Rocky Mount to Gold Leaf to see the programmatic issues as it relates to what we are looking to do and how it could be funded and in addition, on February 6th we will be possibly submitting a grant to the National Endowment Fund of the Arts for the programmatic activities that will happen with the Museum without Walls and actively pursuing other measures as it relates to funding other activities regarding the entire preliminary budget.

Mayor Bell asked staff to explain budget handout for the Interpretive Plan.

Chris Dickey discussed the budget handout outlining the History Street budget of the Interpretive Plan.

Mayor Bell asked staff if we are being asked to do anything tonight other than endorsing the Interpretive Plan.

Chris Dickey, of the Office of Employment & Economic Development, noted staff is asking that Council receive the plan and the direction that it is going in.

Council Member Clement raised questions with preliminary budget items such as branding, and equity alliance.

MOTION by Mayor Pro Tempore Cole-McFadden seconded by Council Member Catotti to receive a presentation on progress made by the Parrish Street Advocacy Group and the Parrish Street Interpretive Plan; and

To adopt the 'Interpretive Plan' for the Parrish Street Project which sets the direction and steps needed for its implementation was approved at 7:30 p.m. by the following vote: Ayes: Mayor

January 3, 2006

Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown, Catotti and Woodard.
Noes: Council Member Clement. Excused Absence: Council Member Stith.

Mayor Pro Tempore Cole-McFadden announced that the joint celebration between the City and County employees on the life and works of Dr. Martin Luther King, Jr. is scheduled for Friday, January 13, 2006 at First Presbyterian Church at 12 noon.

There being no further business to come before the City Council, the meeting was adjourned at 7:32 p.m.

Linda E. Bratcher
Deputy City Clerk

D. Ann Gray, CMC
City Clerk